

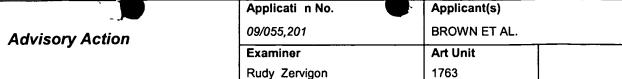
## United States Patent and Trademark Office

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/055,201	04/03/1998	WILLIAM BROWN	933.P1/MXP/R	3603	
32588	7590 09/30/2002				
	MATERIALS, INC.		EXAMINER		
	BLVD. M/S 2061 RA, CA 95050		ZERVIGO	ZERVIGON, RUDY	
			ART UNIT	PAPER NUMBER	
			1763 DATE MAILED: 09/30/2002	29	

Please find below and/or attached an Office communication concerning this application or proceeding.

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cant(s)				
VN ET AL.				
nit				
ondence address				
N FOR ALLOWANCE. A proper reply to a es the application in Request for Continued				
nal rejection, wh f the final rejecti L REJECTION.				
e fee. The appr	opriate extension opriate extension Office action; or ction, even if			



-- The MAILING DATE of this communication app ars n the c ver sheet with the correspondence address --

THE REPLY FILED 18 September 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

Examination (RCE) in compliance with 37 CFR 1.114.	
PERIOD FOR REPLY [check either a) or b)]	
a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MP 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate effective have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate effective contents of the second contents of the fee.	EP xtension extension
fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office ac (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).	
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.	
2. The proposed amendment(s) will not be entered because:	
(a) ⊠ they raise new issues that would require further consideration and/or search (see NOTE below);	
(b) ☐ they raise the issue of new matter (see Note below);	
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying issues for appeal; and/or	g the
(d) they present additional claims without canceling a corresponding number of finally rejected claims.	
NOTE: <u>See Continuation Sheet</u> .	
3. Applicant's reply has overcome the following rejection(s):	
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amend canceling the non-allowable claim(s).	ment
5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place application in condition for allowance because:	the
6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.	,
7.⊠ For purposes of Appeal, the proposed amendment(s) a)⊠ will not be entered or b)□ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.	
The status of the claim(s) is (or will be) as follows:	
Claim(s) allowed: 10,11,14,15,24,26-30,33-36,40-73 and 75-78.	
Claim(s) objected to: <u>7 and 37-39</u> .	
Claim(s) rejected: <u>1-6,8,9,31 and 32</u> .	
Claim(s) withdrawn from consideration:	
8. The proposed drawing correction filed on is a) approved or b) disapproved by the Examiner.	
9. Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s)	
10. Other:	
GREGORY MILLS SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 1700	c

Continuation She t (PTO-303)

Application N . 09/055,201

Continuation of 2. NOTE: The material of construction of the exhaust tube was not originally claimed in the claims that were initially examined in the prior two actions..